

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Elsie Arntzen, on January 28, 2011 at 8:00 AM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairman (R)
Rep. Tom Berry, Vice Chairman (R)
Rep. Carlie Boland (D)
Rep. Christy Clark (R)
Rep. Lila Walter Evans (R)
Rep. Timothy Furey (D)
Rep. Edward Greef (R)
Rep. Harry Klock (R)
Rep. Jonathan McNiven (R)
Rep. Michele Reinhart (D)
Rep. Matthew M. Rosendale Sr (R)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Cary Smith (R)
Rep. Carolyn Squires (D)
Rep. Gordon Vance (R)
Rep. Jeffery W. Welborn (R)

Members Excused: Rep. Chuck Hunter, Vice Chairman (D)
Rep. Virginia Court (D)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Sandra Sullivan, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 300, 1/24/2011; HB 307, 1/24/2011; HB 311, 1/24/2011;
HB 315, 1/24/2011

00:02:38 Rep. Court arrived.

HEARING ON HB 307

Opening Statement by Sponsor:

00:02:38 Rep. Tom Burnett (R), HD 63, opened the hearing on HB 307, Prohibit building codes from requiring some mandatory sprinkler systems.

00:04:42 Rep. Noonan arrived.

Proponents' Testimony:

00:07:12 Dustin Stewart, Director, Montana Home Building Industry Association

[**EXHIBIT\(buh22a01\)**](#)

00:15:56 Mike Hughes, National Fire Protection Agency (NFPA)

[**EXHIBIT\(buh22a02\)**](#)

00:23:00 Jeff Engel, Builder

[**EXHIBIT\(buh22a03\)**](#)

00:25:30 Jeff Moore, Intermountain Heating

[**EXHIBIT\(buh22a04\)**](#)

00:28:23 Bill Pierce, Home Builder

00:32:51 Terry Kramer, Builder

[**EXHIBIT\(buh22a05\)**](#)

00:35:30 Eugene Graf, E.G. Construction

[**EXHIBIT\(buh22a06\)**](#)

00:36:40 Paul Wilson, Builder

00:38:48 Pam Strietmatter, Mid-Yellowstone Valley, Habitat for Humanity

[**EXHIBIT\(buh22a07\)**](#)

00:39:05 Bob Rooney, Rinco Incorporated

00:40:56 Ray Junkert, Billings Home Builders

[**EXHIBIT\(buh22a08\)**](#)

00:43:07 Bob Glasgow, Knife River

00:44:12 Carl Glimm, Glimm Homes

00:45:18 Ed Bartlett, Billings Chamber of Commerce

00:45:33 John Harding, S and H Aluminum

00:46:30 Jack Walsh, Helena Building Association

[**EXHIBIT\(buh22a09\)**](#)

00:48:04 Kim Chambers, Charter Construction

00:48:57 John Hendrickson, Missoula Building Industry Association

[**EXHIBIT\(buh22a10\)**](#)

00:50:01 Greg McCullah, McCullah Homes

00:50:55 Bill Smith, Smith Drywall

01:24:38 Elaine Marcille, Helena Building Industry Association (HBIA)

Opponents' Testimony:

00:51:43 Crosby Grindle, National Fire Protection Association (NFPA)

[**EXHIBIT\(buh22a11\)**](#)

00:57:59 Joseph Sands, International Association of Firefighters

EXHIBIT(buh22a12)

01:01:56 Doug Neil, Captain, Great Falls Fire and Rescue

01:04:51 Craig Trapp, Fire Marshal, Helena Fire Department

01:07:26 Jessica Norman, Sprinkler Technology Design

01:10:50 Leonard Lundby, Montana Fire Alliance

01:11:55 Terry Phillips, National Fire Sprinkler Association

EXHIBIT(buh22a13)

EXHIBIT(buh22a14)

EXHIBIT(buh22a15)

01:18:43 Mitchell Smith, Fire Sprinkler Fitter

01:20:44 John Forken, Montana State Association of Plumbers and Pipe Fitters

01:22:22 Greg VanHorssen, State Farm Insurance

Informational Testimony:

01:25:21 Dave Cook, Chief, Building Code Burrow, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

01:26:02 Rep. Berry

01:26:58 Mr. Philips

01:29:52 Rep. Furey

01:30:35 Mr. Cook, DLI

01:31:19 Rep. Smith

01:31:34 Rep. Barnett

01:32:00 Rep. Small

01:32:20 Mr. Sands

01:32:27 Rep. Small

01:32:39 Mr. Sands

01:33:00 Rep. Small

01:33:12 Mr. Sands

01:33:42 Rep. McNiven

01:34:16 Mr. Cook

01:35:30 Rep. McNiven

01:37:08 Mr. Cook

01:37:48 Rep. Berry

01:38:16 Mr. VanHorssen

01:38:37 Chairwoman Arntzen

01:38:52 Mr. Cook

01:39:38 Chairwoman Arntzen

01:39:49 Mr. Cook

01:40:03 Rep. Court

01:40:48 Mr. VanHorssen

01:42:11 Rep. Squires

01:43:12 Mr. Cook

01:43:25 Rep. Squires

01:43:57 Mr. Cook

01:44:06 Rep. Squires

01:44:21 Mr. Cook

01:44:51 Rep. Furey

01:46:36 Ms. Strietmatter
 01:46:42 Rep. Furey
 01:47:23 Mr. Smith
 01:48:47 Rep. Furey
 01:49:20 Mr. Stewart
 01:51:02 Rep. Welborn
 01:51:25 Rep. Barnett
 01:51:28 Rep. Welborn
 01:51:31 Rep. Barnett

Closing by Sponsor:

01:51:43 Rep. Barnett

01:52:52 Recessed
 02:10:44 Resumed

HEARING ON HB 300

Opening Statement by Sponsor:

02:10:33 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 300, Allow more than 8 hour workday for certain industries if agreed to.

Proponents' Testimony:

02:14:50 Bud Clinch, Executive Director, Montana Coal Council
 02:23:03 Todd O'Hair, Cloud Peak Energy

EXHIBIT(buh22a16)

EXHIBIT(buh22a17)

02:29:09 Jason Ellis, Plant Manager, Graymont Western
 02:31:29 Scott Olsen, Vice President, Oldcastle Material Company
 02:34:51 Steve Gross, Chapter 401, International Union of Operating Engineers (IUOE)
 02:35:53 Chris Cavazos, Political Director, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)
 02:36:34 Randy Sobeeth, IUOE
 02:37:22 Cary Hegreberg, Montana Contractor Association
 02:38:50 Dave Corner, Graymont Western
 02:40:42 Rep. Squires
 02:41:13 Mr. Corner
 02:41:44 Rep. Squires
 02:42:22 Mr. Corner
 02:43:02 Rep. Squires
 02:43:40 Mr. Corner
 02:44:26 Jackie Flikkema, Knife River
 02:45:33 Mike Cartwright, Graymont Western
 02:46:19 Dan Zipperian, Graymont Western
 02:47:25 Basil Jacobson, Montana Building Industry Association and Helena Sand and Gravel
 02:48:09 Keith Allen, Chapter 233, International Brotherhood of Electrical Workers

Opponents' Testimony:

02:48:55 Dan Judge, Lodge 239, International Brotherhood of Boiler Makers
02:57:06 Bill Raffet, Lodge 239, International Brotherhood of Boiler Makers

Informational Testimony:

02:58:41 Pam Bucey, Chief Legal Council, DLI

Questions from Committee Members and Responses:

03:00:42 Rep. Squires
03:01:41 Mr. Raffet
03:04:45 Rep. Squires
03:04:54 Mr. Raffet
03:05:16 Rep. Squires
03:06:00 Mr. Raffet
03:06:23 Rep. Squires

Closing by Sponsor:

03:06:35 Rep. Flynn

HEARING ON HB 311

Opening Statement by Sponsor:

03:09:44 Rep. Randy Brodehl (R), HD 7, opened the hearing on HB 311, Revise penalty for fraudulent workers' compensation claims.

Proponents' Testimony:

03:11:25 Mr. Kramer

Opponents' Testimony:

03:12:50 Andrea Olsen, Montana Trial Lawyers Association

Informational Testimony:

03:17:40 Kevin Braun, Montana State Fund
03:19:13 Mark Cadwallader, Staff Attorney, DLI

EXHIBIT(buh22a18)

Questions from Committee Members and Responses:

03:20:14 Rep. Vance
03:20:41 Mr. Braun
03:20:59 Rep. Vance
03:21:27 Mr. Braun
03:22:04 Rep. Clark
03:22:59 Mr. Braun
03:24:02 Rep. Clark
03:24:15 Mr. Braun
03:24:46 Rep. Clark
03:24:59 Mr. Braun
03:25:09 Chairwoman Arntzen
03:25:28 Mr. Braun
03:26:05 Chairwoman Arntzen

03:26:15 Mr. Braun
03:26:31 Rep. Reinhart
03:26:44 Mr. Braun
03:27:10 Rep. Reinhart
03:27:31 Rep. Brodehl
03:27:35 Rep. Reinhart
03:27:46 Rep. Brodehl
03:29:08 Rep. Reinhart
03:29:30 Rep. Brodehl

Closing by Sponsor:

03:30:30 Rep. Brodehl

HEARING ON HB 315

Opening Statement by Sponsor:

03:31:24 Rep. Margaret (Margie) MacDonald (D), HD 54, opened the hearing on HB 315, Revise historic traction boiler inspection and traction license requirements.

Proponents' Testimony:

03:34:57 Corky Harris, President, Montana Steam Association
[EXHIBIT\(buh22a19\)](#)
03:37:44 Dick Tombrink, Member, Montana Steam Association
[EXHIBIT\(buh22a20\)](#)
[EXHIBIT\(buh22a21\)](#)
03:43:49 Russ Ritter, Montana Military Museum
03:45:47 James Maxwell, Member, Montana Steam Association
03:49:26 Micheal Seitz, Member, Montana Steam Association

Opponents' Testimony: None

Informational Testimony:

03:52:29 Mr. Cook

Questions from Committee Members and Responses:

03:53:02 Chairwoman Arntzen
03:53:18 Mr. Cook
03:53:42 Rep. McNiven
03:54:12 Mr. Cook

Closing by Sponsor:

03:54:43 Rep. MacDonald

ADJOURNMENT

11:57:00 Adjournment

Sandra Sullivan, Secretary

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Additional Documents:

EXHIBIT([buh22aad.pdf](#))